

**SUMMARY
STATE ELECTION BOARD
MEETING AND HEARINGS
State Capitol Building
Room 341
Atlanta, GA 30334
Wednesday, April 17, 2019 – 9:00 a.m.**

As required by O.C.G.A. § 50-14-1(e)(2)(A), the following is a summary of the subjects acted on and the board members present at the meeting.

Chairman Brad Raffensperger called the State Election Board (“Board”) meeting to order at approximately 9:00 a.m. A quorum was established for each Board action with the following Board members in attendance: Chairman Brad Raffensperger, Vice Chair Rebecca Sullivan, Anh Le, David Worley, and Senator Seth Harp.

Approval of Minutes

The Board voted to approve the minutes of the State Election Board meeting and hearings held on September 11, 2018, and the minutes of the Special Called State Election Board meetings held on October 26, 2018, and November 11, 2018.

Investigations Report

A. Consent Cases

- 1. SEB Case No. 2015-071 (City of Forest Park) – Possession of AB Ballots/Processing**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case.
- 2. SEB Case No. 2016-033 (Chatham County) – Qualifying**
No action was taken. Russell Lewis stated that the case would be continued to the next meeting.
- 3. SEB Case No. 2016-104 (Taylor County) – Voter Registration**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case.
- 4. SEB Case No. 2016-158 (Bibb County) – Ballot Format**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case.
- 5. SEB Case No. 2017-053 City of Conyers (Rockdale Co.) – Vote Buying**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s office.
- 6. SEB Case No. 2018-006 (DeKalb County) – Voter Registration Fraud**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case. Board member, Anh Le, recused herself from voting on this case.

7. SEB Case No. 2018-045 (Clayton County) – Interference with Primaries

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondent in the case.

8. Consent Cases Dismissed. The Board voted to dismiss the following consent cases:

2016-047	2016-147	2017-012
2016-130	2016-148	2017-042
2016-142	2016-149	2018-029
2016-143	2016-180	2018-033
2016-144	2017-006	2018-065

B. Letter Cases

As recommended in the respective investigations reports, the Board voted to issue a Letter of Instruction to the respondents in the following letter cases: SEB Case No. 2015-081, SEB Case No. 2015-097, SEB Case No. 2016-005, SEB Case No. 2016-066, SEB Case No. 2016-082, SEB Case No. 2016-100, SEB Case No. 2016-125, SEB Case No. 2016-136, SEB Case No. 2016-137, SEB Case No. 2016-169, and SEB Case No. 2017-038. The remaining letter cases were further discussed and acted on as follows:

1. SEB Case No. 2015-099 (City of East Point, Fulton County) – Restrictions on Campaigning

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondent.

2. SEB Case No. 2016-032 (Coffee County) – Qualifying

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

3. SEB Case No. 2016-081 (Randolph County) – Tabulation/Reporting Problems

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

4. SEB Case No. 2016-092 (Ware County) – Recount Notice

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

5. SEB Case No. 2016-115 (Randolph County) – Absentee Ballot Issue

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

6. SEB Case No. 2016-128 (City of Tarrytown, Montgomery Co.) – Qualifying Fee

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to respondents City of Tarrytown Mayor and Council. The Board voted to dismiss respondent Lynette Coleman.

7. SEB Case No. 2016-139 (Fulton County) – Prohibition of Photography

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to respondent Brett Hulst and referred respondent Mark Lachiewicz to the Attorney General's office with regard to the alleged violation of O.C.G.A. § 21-2-413(e).

8. SEB Case No. 2016-167 (Cherokee County) – Prohibition of Photography

After presentation and discussion of the investigative findings, the Board voted to dismiss the case.

9. SEB Case No. 2017-018 (Ware County) – Voter Certificates

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

10. SEB Case No. 2017-062 (City of Milton, Fulton Co.) – Vote Buying

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's office.

11. SEB Case No. 2018-043 (Hall County) – Tabulation

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

12. SEB Case No. 2015-092 (Houston County) – Vote Buying

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's office.

13. SEB Case No. 2016-048 (Mitchell County) – Gift to Register

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's office.

14. SEB Case No. 2016-083 (DeKalb County) – Vote Buying

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's office.

15. SEB Case No. 2016-153 (Clarke County) – Prohibition of Photography

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's office.

16. SEB Case No. 2016-160 (Newton County) – Prohibition of Photography

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

17. SEB Case No. 2016-172 (Restaurants Vote Offers) – Vote Buying

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents Krispy Kreme, Firehouse Subs, and Gold's Gym and to bind the remainder of the case, in regards to the respondent Get Dinner to Go, Inc., to the Attorney General's Office.

C. New Cases

1. SEB Case No. 2015-022 (Lumpkin County) – Possible Repeat Voter

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

2. SEB Case No. 2015-074 (City of Cordele) – Districting Issue

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

3. SEB Case No. 2015-084 (City of Roswell, Fulton Co.) – Precinct Changes

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

4. SEB Case No. 2015-087 (City of Demorest, Habersham Co. – Repeat Voter

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

5. SEB Case No. 2015-093 (Hall County) – Precinct Change

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

6. SEB Case No. 2015-095 (City of Rossville, Walker Co.) – Spoiled Ballots

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

7. SEB Case No. 2015-100 (DeKalb County) – Absentee Ballot

After presentation and discussion of the investigative findings, the Board voted to bind the first allegation over to the Attorney General's Office and to issue a Letter of Instruction to the respondents regarding the second allegation. Board member, Anh Le, recused herself from voting on this case.

8. SEB Case No. 2016-006 (Paulding County) – VRA (Felon)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

9. SEB Case No. 2016-007 (Pike County) – UOCAVA

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

10. SEB Case No. 2016-008 (Douglas County) – UOCAVA

After presentation and discussion of the investigative findings, the Board voted to dismiss the case with regard to respondents Douglas County Board of Elections and Registration and Laurie Fulton, Douglas County Election Supervisor, for the alleged violation of O.C.G.A. § 21-2-384(a)(2).

11. SEB Case No. 2016-009 (Paulding County) – UOCAVA

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

12. SEB Case No. 2016-010 (Bleckley County) – UOCAVA

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

13. SEB Case No. 2016-014 (Glynn County) – Improper Assistance

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

14. SEB Case No. 2016-023 (Clayton County) – DRE Memory Card

After presentation and discussion of the investigative findings, the Board voted to dismiss the case with regard to respondent Laterrial Francis for the alleged violation of State Election Board Rule 183-1-12.02(5)(a)(8), dismiss the case with regard to respondent Brad Lacey for alleged violation of State Election Board Rule 183-1-12-.02(5)(a)(3) and State Election Board Rule 183-1-12-.02(5)(a)(8), and to bind the case over to the Attorney General's Office with regard to Clayton County Board of Elections and Registration.

15. SEB Case No. 2016-052 (Gwinnett County) – Districting Issue

After presentation and discussion of the investigative findings, the Board voted to dismiss the case against Arthur N. Bumburyak with regard to the alleged violation of O.C.G.A. § 21-2-565, and to bind case to the Attorney General's Office with regard to the alleged violation of O.C.G.A. § 21-2-5(a).

Executive Session

At 12:21 p.m., the Board voted to move into executive session to discuss matters subject to attorney-client privilege. As authorized by O.C.G.A. §§ 50-14-2(1), 50-14-3(b)(4), and 50-18-72(a)(41), this portion of the Board meeting was closed in order for the Board to "consult and meet with legal counsel on matters pertaining to pending or potential litigation . . . brought to or to be brought by or against the [Board]." No votes were made during executive session.

At 1:31 p.m., the Board voted to come out of executive session.

Attorney General Report

As recommended in the report, the Board voted to accept the proposed consent orders and dismissals in the following cases: SEB Case No. 2014-030, SEB Case No. 2014-079, SEB Case No. 2015-072, SEB Case No. 2015-082, Case No. 2016-077, and SEB Case No. 2014-049.

Adjournment

The Board voted to adjourn the meeting at approximately 1:56 p.m.